

(EW)



Patent

Atty. Docket No. UTA6535.007

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Nauert, Uta  
Serial No. : 10/709,597  
Filing Date : May 17, 2004  
Title : Collapsible Shade For Feeder Assembly  
Group Art No. : Unknown  
Examiner : Unknown

**CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10**

I hereby certify that, on the date shown below, this correspondence is being:

- ☒ **Mailing**  
deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Alexandria, VA 22313-1450
- ☒ **37 CFR 1.8(a)**  
with sufficient postage as first class mail
- ☐ **37 CFR 1.10**  
As "Express Mail Post Office to Addressee" Mailing Label No. \_\_\_\_\_
- ☐ **Transmission**  
transmitted by facsimile to Fax No.: \_\_\_\_\_  
addressed to Examiner at the Patent and Trademark Office.

Date: 5-18-04

*Jean A. Jordan*  
Signature

Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

In compliance with Applicant's duty of disclosure as set forth in 37 C.F.R. §1.56, listed on the attached equivalent to Form PTO-1449 are those patents, publications and other information known to the Applicant(s) which may be considered material to the patentability of the claims of the above-captioned application. **One copy of each non-patent reference is attached.**

INVENTOR: Nauert, Uta

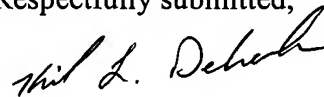
S/N: 10/709,597

Applicant respectfully requests that the documents listed on the attached equivalent to Form PTO-1449 be considered by the Examiner, that the references be made of record in the present application, and that an initialed copy of the duplicate equivalent to Form PTO-1449 be returned to the undersigned in accordance with MPEP 609.

Additionally, Applicant has included page numbers on the references as not all of the respective pages of the references were numbered.

Applicant would also like to make the Examiner aware that U.S. Serial Nos. 10/248,569, 29/175,078, 29/185,781, 29/193,695, and 29/185,780 to which the present application claims priority, might be considered relevant to the examination of this application.

Respectfully submitted,

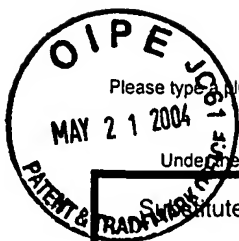


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Date: May 18, 2004  
Atty. Docket No. UTAV6535.007

**P.O. ADDRESS:**

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262-376-5170



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Submit in triplicate for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 2

### Complete if Known

Application Number	10/709597
Filing Date	5/17/04
First Named Inventor	Nauert, Uta
Group Art Unit	Unknown
Examiner Name	Unknown
Attorney Docket Number	UTAV6535.007

### U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
		6,269,769		Wenstrand	08-07-2001	
		5,893,335		Goodwin	04-13-1999	
		5,791,286		Taussig et al.	09-11-1998	
		5,628,277		Machado	05-13-1997	
		5,507,249		Shaw	04-16-1996	
		5,454,348		Colwell et al.	10-03-1995	
		5,269,258		Brown	12-14-1993	
		5,191,857		Boaz	03-09-1993	
		5,062,390		Bescherer et al.	11-05-1991	
		4,901,673		Overstreet	02-20-1990	
		4,821,681		Tucker	04-18-1989	
		4,712,512		Schreib et al.	12-15-1987	
		4,102,308		Kilham	07-25-1978	
		4,031,856		Chester	07-28-1977	
		4,030,451		Miller	06-21-1977	
		3,913,527		Kilham	10-21-1975	
		3,292,589		Williams	12-20-1966	
		697,343		Lathrop	04-08-1902	
		D429,852		Hogarty	08-22-2000	

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				

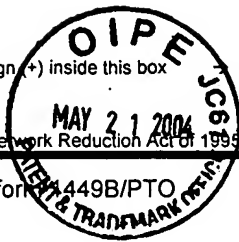
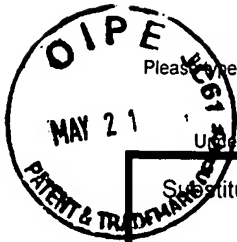
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Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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## STATEMENT BY APPLICANT

(use as many sheets as necessary)

### Complete if Known

Application Number	10/709597
Filing Date	5/17/04
First Named Inventor	Nauert, Uta
Group Art Unit	Unknown
Examiner Name	Unknown
Attorney Docket Number	UTAV6535.007

Sheet	2	of	2
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### OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite, No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Perkey Pet Brand Hummingbird Feeder, no date, pages 1-5.	
		Hummingbird Feeders, Hummingbirds.net, no date, pages 1-8.	
		Wild Birds Unlimited, Your Backyard Bird Feeding Hobby Guide, no date, pages 1-8.	
		Aspects, Wild Bird Feeders Thermometers and Accessories, 2000, pages 1-16.	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

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